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February 8, 2021

Hon. Phillip M. Halpern
United States District Judge
United States Courthouse
300 Quarropas Street
White Plains, New York 10610

Re: *Pateman v. The City of White Plains, et al.*
Index No. 17 CV 6156 (PMH)

Your Honor:

On January 12, 2021, the Court ordered the parties to submit by February 8, 2021 a joint letter regarding trial availability for the second quarter of 2021 (Dkt. No. 110). Instead of following this order, Defendants filed a letter motion seeking to stay the trial of the above captioned case (Dkt. No. 111). Prior to the filing of this "motion," Defendant did not seek consent of counsel. Moreover, instead of requesting a pre-motion conference as indicated in Your Honor's Individual Rules, Defendant filed their purported motion in violation of the Court's rules. *See* Court's Individual Practices (1)(C) and (2)(C).

Accordingly, we are requesting that the Court deny the motion as improperly filed, or, in the alternative, afford Plaintiff five business days to respond.

Application denied. See Doc. 113. The Clerk is directed to terminate ECF No. 112.

SO ORDERED.

A handwritten signature in black ink, appearing to read "PHM", written over a horizontal line.

Philip M. Halpern, U.S.D.J.

Dated: New York, NY
February 9, 2021

Respectfully submitted,

NEWMAN FERRARA LLP

s/ Randolph M. McLaughlin

Randolph M. McLaughlin
Debra S. Cohen
Counsel for Plaintiff

cc: All counsel via ECF